

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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FRANK CARBONE,

Plaintiff,

- against -

METRO NORTH COMMUTER RAILROAD,

Defendant.

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DEBORAH A. BATTS, United States District Judge.

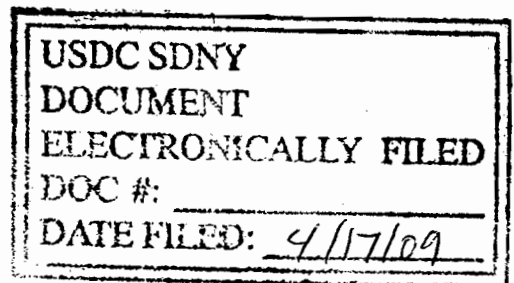
The parties having notified the Court that they have reached
a resolution of this action,

IT IS HEREBY ORDERED that the above captioned action be, and
the same hereby is, discontinued with prejudice but without
costs; provided, however, that within 30 days of the date of this
order, Plaintiff may apply by letter for restoration of the
action to the calendar of the undersigned if the settlement is
not effected by Defendant, in which event the action will be
restored.

SO ORDERED.

Dated: New York, New York
April 17, 2009


DEBORAH A. BATTS
United States District Judge



06 Civ. 4016 (DAB)
ORDER